

To: Kivowitz, Sharon[Kivowitz.Sharon@epa.gov]
From: Doyle, James
Sent: Wed 4/1/2015 2:57:42 PM
Subject: FW: Dismissal of claims against Adchem
3-31-2015 decision granting SJ on veil-piercing.pdf

Hmm.

From: Daniel Riesel [mailto:driesel@sprlaw.com]
Sent: Wednesday, April 01, 2015 10:25 AM
To: Lieber, Thomas
Cc: Doyle, James; Kivowitz, Sharon; Dan Chorost; Ed Roggenkamp; jjpufahl@adchem.com
Subject: Dismissal of claims against Adchem

Dear Mr. Lieber:

As you may recall, we represent the Adchem Corporation (“Adchem”) in the new Cassel/Hicksville Groundwater Contamination site. This Email message is in response to your email of February 12, 2015, wherein you state that there was a “reasonable basis” for contending that Adchem is a PRP, and inviting us to supply you with the forthcoming decision of Magistrate Judge Lindsay. We were informed that the reasonable basis for Adchem’s status as a PRP was the that Adchem was liable as the alter ego or liable under some other veil piercing theory for the release at 89 Frost Street.

I have enclosed Magistrate Judge Lindsay’s Memorandum and Order of March 31, 2015 in Next Millenium Realty, LLC, et ano. v. Adchem Corp., et al., CV 03-5985(ARL), wherein Judge Lindsay dismisses the veil piercing claim.

I would appreciate it if you removed Adchem from its status as a PRP in the above referenced Superfund Site. I would also appreciate it if you gave me a call at your convenience .

Daniel Riesel